

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

In the Matter of the Complaint

of

ENERGETIC TANK, INC., as Owner of  
the M/V ALNIC MC, for Exoneration from  
or Limitation of Liability

Case No. 1:18-cv-1359 (LAP)

**NOTICE OF MOTION FOR PARTIAL SUMMARY JUDGMENT  
ON PUNITIVE AND AGGRAVATED DAMAGES**

PLEASE TAKE NOTICE that pursuant to the Court's February 18, 2025 Order, Dkt. 735, Petitioner Energetic Tank, Inc. hereby moves this Court for an order granting partial summary judgment for Petitioner and dismissing Claimant Jennifer Simon's claims for punitive and aggravated damages with prejudice. This motion is brought under Rule 56 of the Federal Rules of Civil Procedure, and it is based on this Notice, the accompanying Memorandum of Law, and the accompanying declaration of Christopher M. Odell and attached exhibits, the pleadings and papers on file in this action, and such further evidence and argument as may be presented to the Court before the decision on this Motion.

Dated: March 11, 2025

Respectfully submitted,

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